

FILED  
U.S. DISTRICT COURT  
MASSACHUSETTS OFFICE

UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF MASSACHUSETTS

2005 OCT 28 P 3:12

U.S. DISTRICT COURT  
DISTRICT OF MASS

DENNIS DIMON, )  
Plaintiff )  
VS. )  
MICHALE B. LATTI, LATTI )  
ASSOCIATES, LATTI & ANDERSON )  
LLP, METROPOLITAN LIFE )  
INSURANCE COMPANY, KEMPER )  
INSURANCE COMPANY AND )  
MORGAN STANLEY DW, INC., )  
Defendants.)

) C. A. No: 05-11073 REK

**DEFENDANT METROPOLITAN LIFE INSURANCE COMPANY'S  
CERTIFICATION PURSUANT TO LOCAL RULE 16.1(D)(3)**

Pursuant to Federal Rule of Civil Procedure, Rule 16.1(D)(3), the undersigned  
hereby certify that Metropolitan Life Insurance Company has conferred with its counsel  
in this matter:

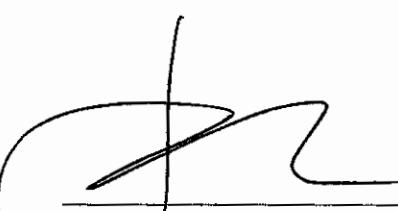
- a) with a view to establishing a budget for the costs of conducting the full course of litigation; and
- b) to consider the resolution of the litigation through the use of alternative dispute

resolution.

METROPOLITAN LIFE INSURANCE COMPANY, COUNSEL OF RECORD,

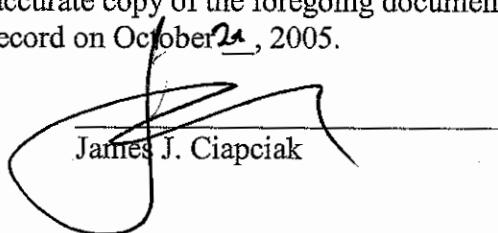
By Its Authorized Representative,

Ali Partuk

  
James J. Ciapciak (BBO # 552328)  
CIAPCIAK & ASSOCIATES, P.C.  
99 Access Road  
Norwood, MA 02062  
Tel: (781) 255-7401  
Fax: (781) 255-7402

**CERTIFICATE OF SERVICE**

I hereby certify that a true and accurate copy of the foregoing document was served by mail upon Counsel of Record on October 24, 2005.

  
James J. Ciapciak